

FILED

08 FEB -6 PM 3:09

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY:



DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

08 CR 0299 W —

9	UNITED STATES OF AMERICA,	)	Criminal Case No. _____
		)	
10	Plaintiff,	)	<u>I N D I C T M E N T</u>
		)	
11	v.	)	Title 8, U.S.C.,
		)	Secs. 1324(a)(1)(A)(ii) and
12	NICOLE MARIE BANNER (1),	)	(v)(II) - Transportation of
13	PEDRO AVALOS (2),	)	Illegal Aliens and Aiding and
		)	Abetting
14	Defendants.	)	

The grand jury charges:

Count 1

On or about January 26, 2008, within the Southern District of California, defendants NICOLE MARIE BANNER and PEDRO AVALOS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Moises De La Luz-Martinez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

//

//

//

JDM:fer:San Diego  
2/5/08

Count 2

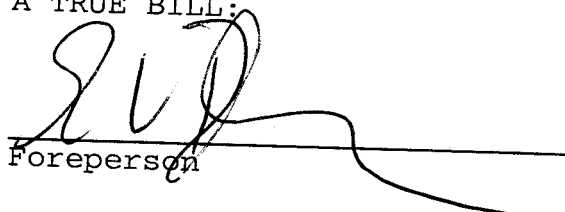
On or about January 26, 2008, within the Southern District of California, defendants NICOLE MARIE BANNER and PEDRO AVALOS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Beatriz De La Luz-Martinez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Count 3

On or about January 26, 2008, within the Southern District of California, defendants NICOLE MARIE BANNER and PEDRO AVALOS, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Francisco Javier Vega-Rodriguez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

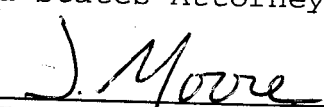
DATED: February 6, 2008.

A TRUE BILL:

  
Foreperson

KAREN P. HEWITT  
United States Attorney

By:

  
JEFFREY D. MOORE  
Assistant U.S. Attorney